RED SHIRTS CARRY THE DAY DISTRANCHISING AMENDMENT WINS IN NORTH CAROLINA BY 70,000.

No Violence of Consequence Reported-One Polling Place Set On Fire and Men With Rifles Were Immediately Set to Patrolling the Streets-Unanimous Vote in Some Places.

CHARLOTTE, N. C., Aug. 2.-The election is over and the Democrats here carried the State for the State ticket and the disfranchising amendment by very large majorities. Thirty six out of ninety-six counties heard from give a majority thus far of 39,700 for the amendment. The final majority is likely to be 70,000.

The day was one of peace and order. No violence and disturbances of any kind were reported. Several hundred negroes voted with the Democrats in Charlotte without being soheited to do so. This was the surprising feature of the day. The bosses of the negroes were ndifferent. They did not assemble around he pells as in former years.

Charles B. Aycock has been elected Governor. The amendment wwill disfranchise 75,000 literate negroes.

WILMINGTON. 'N. C., Aug. 2.-The most sanguine expectations of the negro disfranchisement amendment campaign managers are surpassed in the result of the election here to-day Wilmington and New Hanover county give 3,616 majority for the amendment. Only one negro voted in the county and three votes were cast against the amendment. One precinct has not been heard from, but not more than two anti-amendment votes were cast there. The State Fusion ticket received five votes in the county, two of these being in the

The day here was remarkably quiet, not a disturbance of any kind occurring. This is of course largely due to the fact that the negro voters did not go to the polls. In fact they had not registered and could not vote.

The only excitement in this region to-day was at Faison. Dublin county, a town of 800 inhabitants, where an attempt was made to burn Dr. Faison's drug store, presumably to destroy the registration books and tickets to be used in the election. Fire was discovered about 1 A. M. It was extinguished before the purpose of destroying the books was accomplished. Bloodhounds were procured with (which to run down the incendiaries, but as yet they have not been apprehended.

Large bodies of men armed with rifles and other repeating guns patrolled the streets of the town during the remainder of the night and were on the alert for trouble during to-day. John M. Faison, Mayor of the town, telegraphed as follows to Wilmington this morning:

An attempt to fire our town was made this morning. The registration has been taken at Dr. Falson's drug store, and no doubt, thinking the books and tickets for to-day's election were there, some scoundrel thought that he would burn the town and the books. Fortunately, the fire was discovered as it was burning and extinguished. The town is being patrolled by riflemen. Every possible means will be used to catch the firebrand and woe be unto him if caught. White men, to your ballot boxes to-day and your rifles to-night."

Faison is a Democratic precinct and no other purpose than a burning of the town to destroy ks and election ticket can be suspected. The rifleman patrol continues to-night, but with no indication that a clash of any kind will

LL WRONG TO BE RICH.

Se Representatives of the Metal Workers De-

the metal workers of the country are meeting here to form a national organization. For constitution, and the following preamble, hostile to wealth, was adopted: "Society at present is composed of classes

whose interests are highly antagonistic to each other. On the one side we have the proprietary class, possessing almost all the soil, the houses factories, means of transportation, machines raw material and all necessaries of life. In comparison with the entire people this class represents a small minority. On the other side we have the workmen, possessing nothing but their intellectual and physical power with which to labor, and which they must sell to the possessors of the means of production in order to live. The workers represent the millions. Every improvement in machinery, every new discovery of hitherto unknown forces of nature, the proprietary class arrogates to itself. Through this process human labor is more and more displaced by machinery. The workers, having become superfluous, are compelled to sell their labor at any price in order to save themselves from starvation. The value of labor gradually decreases, and the consequence is that the commodities produced remain on the market. Commercial stagnation sets in.

"The crisis has arrived. The proprietary class The crisis has arrived. The proprietary class presses into its service the power of the State, the police, militia and the press, to protect the possessions produced by others and to declare for the 'sacrednes' of property. In consideration of these facts the laboring class must emancipate itself from all influences of its enemy, and must see that its interests be represented in the shops and in the different branches of the local, State and National Governments. Soon the fact will be recognized that the entire system of production rests upon the very shoulders of the working class, and that if the workers only display their firm determination and exert their power, a new system based up justice, may be easily introduced."

VIOLENCE TO MARK ASTRIKE'S CLOSE. House of a Miner in the Maryland Coal Region

Blown Up - Women For Giving In. CUMBERLAND, Md., Aug. 2.-The strike situation assumed some exciting phases this morning when about 25 per cent. more men went to work. The house of Thomas Powell of Frostburg was wrecked by an explosion of dynamite at 3 o clock this morning, which shook and terrified the whole town. The foundation was blown out, the porch torn away and all the windows broken. None of Powell's family, who were sleeping, was injured, but Mrs. Powell is very ul of fright. Poweil has been conspicuous

very ul of fright. Powell has been conspicuous as an anti-striker.

The chief trouble yesterday was at Barton. This morning at Jackson mine there a mob again turned the workers back. At Lonaconing Mrs. Henry Koontz, residing on Douglas avenue, ordered a number of strikers off her property, a private path leading to Koontz mine. They refused to go and Mrs. Koontz summoned thirty other women and drove the men away. She notified the Sheriff that her force would hold the patch at all hazards.

Many wives, mothers and sisters accompanied the men to work this morning, walking with them through the crowds of obstructing strikers. The women, who have suffered greatly from the effects of this strike, are said to have met yesterday and decided on this course, which worked successfully. Organizer William Warner, strike leader, who after addressing 400 strikers on the street at Frostburg last night started to go to Lonaconing this morning to make a demonstration against resumption, returned here to face trial for a criminal likel. make a demonstration against resumption, re-turned here to face trial for a criminal likel. Only 150 marchers reached Lonaconing and their demonstration was fruitless. Over one hundred railroad carloads of coal were mined to-day.

Turkish Order for C. H. Steinway.

A despatch from Constantinople says that the Sultan has conferred the Order of the Med-idieh upon Mr. Charles H. Steinway of New Steinway is at present in Turkey.

GIRLS SAVE A DROWNING MAN.

He Weighed 100 Pounds More than Their Weight Combined, but They Got Him Ashore.

CEDAR LAKE, Wis, Aug. 2.-Bertha Booker, aged 15, and Hedwig Kless, aged 14, Chicago spending their vacation at this resort, saved Will Lewin, aged 25, from drowning last night. Lewin, weighs 100 pounds more than the combined weight of his two rescuers. He is a good swimmer and was bathing with a crowd of men and boys at Lake Villa. To show his skill and endurance he swam a mile out in the lake. He was seized with cramps and began to wave his hands and shout for help. He could not be heard on shore and his distress signals were not noticed there.

The two girls were in a rowboat at a distance of 100 yards from Lewin. They took in the situation and rowed with all possible speed toward him. When they reached him he was going down for the last time. Bertha reached into the water, caught him by the hair and pulled him to the surface. It was no trouble to get his head above the water and hold it there. but they saw at once that he was uncon-clous and that it would be a difficult feat to get him into the boat, especially as the lake was rough. They succeeded, but they could hardly tell afterward how they accomplished the almost miracu-

While the girls were wrestling with this difficulty there was the greatest excitement on the shore. Hundreds collected in front of the hotel and cottages and watched the struggle. Pretty soon it was seen that the girls were rowing for the shore, with Lewin seemingly dead in the boat. The man was lifted out and the usual methods of resucitation were resorted to, but it was an hour or more before consciousness turned and he was out of danger.

MAYOR AND MINISTER FIGHT.

Former Running Bowden, N. D., Wide Open -Parson Objects and in a Clash Whips Him. JAMESTOWN, N. D., Aug. 2.-Bowden, a border town in Wells county, has been the ecene of nuch excitement during the past few weeks. Everything is on the wide-open plan there, and the few citizens who object do not as a rule have their objections sustained. The trouble began upon the arrival of the Rev. Mr. Pettinger, who decided that the town should be reformed He proceeded to explain his views to Mayor Frank Lathrop, who objected strengously to the arguments brought forth by the clergyman. Both men became angry and a rough-and tumble fight ensued, the parson being victorious.

A few nights ago a number of citizens wearing masks went to Mayor Lathrop's house and proceeded to chastise him. The Mayor decided have justice and caused warrants to be issued for several whom he suspected. Among the number was his adversary, Mr. Pettinger, who was arrested and tried in a Justice's court. As there was no evidence against him he was dis charged. No other arrests have been made. As the matter stands, Mayor Lathrop insists that the Rev. Mr. Pettinger leave town, while the parson insists that he is of more benefit to the community than the Mayor and advises the latter to be good. Mr. Pettinger is known now as the "Fighting Parson."

PERRYBOAT BUNS OVER A WHALE. There Seems to Be a School of Them in San Francisco Harbor.

SAN FRANCISCO, Aug. 2.-Mariners in San Francisco Bay are keeping a sharp lookout for sportive whales who don't respect the right of way of ferryboats and other craft. Since the wreck of the pilotpoat Bonita last week there have been many lokes over this fish story, and sceptical was Capt. McKenzie of the no longer a doubter, for yesterday, when the ferryboat was at full speed, a whale rose directly in its course not twenty feet away. Be fore the engines could be reversed or the wheel swung over the boat struck the whale fairly several hours to-day they were at work on a and passed completely over it. The whale came up astern, spouted and then disappeared. The shock was as though the boat had run into a mud bank.

OUR SAMOAN ISLANDS.

The Chiefs Formally Cede Them to the United States - Rose Island Visited.

WASHINGTON, Aug. 2.-Advices from the United States naval station at Tutuila have been received at the Department as late as July 12. Commander Tilley reports from Pago-Pag under that date that everything was going well at the time of writing.

Commander Tilley transmits to the Depart

ment an "instrument of cession," executed by the chiefs of Tutuila and the United States Government. This document is in the Esamoan language and is accompanied the §Samoan language and is accompanied by a translation in English. It cedes and transfers to Commander Tilley, as representative of the Government of the United States of America, the Islands of Tutuila and Manna, and all other Islands, rocks, reefs, foresholes and waters lying between certain degrees of latitude and longitude named. The Government of the United States shall respect the individual rights of all people to their lands and other property, and if the Government require lands, shall take the same on payment of a fair consideration. The chiefs of the towns shall be entitled to retain their individual control of the separate towns, if that control he in accordance with the laws of the United States and not obstructive to the people and the advancement of civilization. The instrument is signed by twenty-two chiefs.

Commander Tilley visited Rose Island on July 10. This is the eastern island of the Samoan group. Here he hoisted the American flag with appropriate coremphies, Tul Manua King of Manua, and the leading chiefs of Manua, being present. Tul Manua made a short praver and then declared the island to be part of the territory of the United States. Rose Island lies seventy miles east of Manua. It is uninhabited and is of no value. The island is nothing but a coral atoll with a patch of wood d land of about ten acres on the southern part of the reef. There is no anchorage near it. Commander Tilley took soundings in every direction, but could not find bottom at a safe distance from the reef.

Commander Tilley has issued very stringent regulations prohibiting the importation of fireby a translation in English. It cedes

the resf.

Commander Tilley has issued very stringent regulations prohibiting the importation of firearms, dynamite or other explosives into the naval station at Tutuila. The natives are not allowed to obtain intoxicating liquors. Commander Tilley reports that as far as he can judge the natives don't care for liquor.

BOSTON BOYCOTTERS ENJOINED. Court Forbids Labor Unions and Members to Interfere With a Firm's Business.

Boston, Aug. 2.—A temporary injunction has been issued by Judge Fessenden in the Equity section of the Superior Court, in the case of John and William Miller against Fred J. Kneeland of the Central Labor Union, the Bartenders' Union, the Bottlers' Union, the Cigarmakers' Union, the Brewery Workingmen's Union and others. The case was brought to restrain a boycott by the defendants agains the Millers, who are liquor dealers, and against their customers and employees. Several ings were held before a master appointed to hear the case, and the master submitted his re-

hear the case, and the master submitted his report a few days ago, finding in favor of the plaint ffs. Objections to his report from the defendants have been filed.

The injunction restrains the defendants from wilfully and maliciously infimidating and preventing persons from remaining in or entering the plaintiffs' employ; from interfering with the business of the customers of the relaintiffs; from posting false, malicious and libelious signs, placards and notices of and concerning the plaintiffs and designed to prevent the public and all persons from doir glusiness with them and their customers; and also from distributing handbills and cards, and from driving through the stress of Boston, a wagon on which are false, malicious and libelious signs, and from standing at, near or surrounding the plaintiffs' places of business, and from patrolling in front of the same as well as from intercepting persons from entering their places.

You needn't mortgage your house to buy Hope's Caramels, 41 Nassau st. only. - Adn.

ATTEMPT TO KILL THE SHAH

FRENCHMAN POINTS A REVOLVER AT HIM. BUT DOESN'T FIRE.

Weapon Knocked Aside and the Assailant Is Quickly Arrested-Refuses to Disclose His Identity-Shah's Coolness During the Attack Wins the Admiration of Parisians.

Special Cable Despatches to THE SUN. Paris, Aug. 2.-An attempt on the life of the Shah of Persia was made to-day on the Averue Malakoff. A man dressed like a carpenter dashed forward toward the Shah's carriage. He knocked over a bicycle policeman and jumping on the step of the carriage pointed a revolver at the Shah. Before he could fire. lowever, Gen. Parent, an officer in attendance on the Shah, or, according to another account, the Grand Vizier, who was in the carriage, struck aside the weapon.

It is said that previous to entering his carriage the Shah received a letter dated Naples, but posted in Paris, warning him that there was a plot to attack him. The Shah attached no importance to the letter and turned it over to the The coolness of the Shah under the circum-

stances has won the admiration of all Parisians

The Persian ruler's great passion appears to be photography. After the attempt on his life he refused to alter his programme for the day, but requested that a photograph of his assailant should be ready for him on his return. The assailant refused to give his name when examined. His handkerchief bears the regimental number 108. This regiment is stationed

at Bergerac in the Department of Dordogne The prisoner speaks with a Southern accent. LONDON, Aug. 2.-It is stated, but there is no confirmation of the report that the Shah has abandoned his visit to England. If this is true it is more likely that his determination is due to onsideration of the English royal family, who are in mourning for the Duke of Saxe-Coburg and Gotha, than fear of Anarchists, as is suggested in some quarters.

ESCAPE OF WALES'S ASSAILANT. British Government Notifies Belgium That Its

Action Is Unsatisfactory. Special Cable Despatch to THE SUN LONDON, Aug. 2.-Replying to questions in the House of Commons to-day Mr. Balfour First Lord of the Treasury and Government eader, said the Belgian Government had been informed that the Government of Great Britain considered the outcome of the proceedings in the case of the youth Sipido, who attempted to kill the Prince of Wales, as most unfortunate and a grave miscarriage of justice. The Government of Great Britain had also stated that it earned with great surprise and regret that the Belgian Government did not see fit to detain Sipldo pending a decision as to the course it should adopt in view of the verdict of the jury which was that Sipido was too young to under

DENOUNCES SOUTH AFRICAN WAR.

stand the nature of the crime he tried to

commit and therefore was not guilty, but that

he should be placed in a reformatory. The Bel-

gian Government had made no reply

nternational Parliamentary Congress Ignore Protests of a British Delegate Special Cable Despatch to THE SUN.

PARIS. Aug. 2.-The International Parilanentary Congress had a lively session to-day. M. Lorand submitted a resolution that the Powers should take advantage of the means | they will restrain him of his liberty until he bring about peace in South Africa. He proceeded to attack Great Britain, urging that she

De pice the President's ruling that the Cor gress must not enter controversial questions and the protest of Lord Stanhope, a British delegate, the resolution was pressed and was carried by the unanimous vote of the delegates with the exception of the British, who abstained

IN BATTLE WITH THE BOERS. Bamilton and Mahon Fighting North of the

Crocodile River. Special Cable Despatch to THE SUN.
From THE SUN'S Correspondent at Pretoria. PRETORIA, Aug. 2.-Gens. Hamilton and Manon are engaging the Boers north of the Crocolile River this morning. It is probable that Commandant Erasmus's commando will be sur-

ounded to-day. Gen. Schoeman, who surrendered and took the oath of neutrality here, and who was allowed to return to his farm, is in arms again He is leading a commando north of Pyramid

BRITISH KILL 150 ASHANTIS. Defeat a Force of 3.000, but the Trouble Is Not Yet Over.

LONDON, Aug. 2.-Major Beddoes, with 400 West African troops, has routed 3,000 Ashantis at Dompmassi, killing 150 and wounding 500. Major Beddoes and two other officers were severely wounded. About forty men of the British force were also wounded. There are indications that the trouble is not ended and reënforcements are needed,

ANOTHER ARCTIC EXPLORER. Capt. Bauendahl of the German Navy t Start With Only Six Companions.

BERLIN, Aug. 2.-Capt. Bauendahl of the German Navy will start in two weeks on an Arcite expedition. His ; lans have been maturing for three years. He intends to sail into the pack ice north of Spitzbergen, and then ea-tward into the oren sea, whence he believes he will be able to sail northward. If he is disappointed in this he will leave his ship and proceed in a small boat. He will take three years provisions in chests that will float. The expedition will consist of only seven men.

MORE COLOMBIAN REBELS TAKEN.

Special Cable Despatch to THR SUN COLON, Colombia, Aug. 2.—The revolutionists in Porto Bello have surrendered to the Govern-The French warship Suchet has sailed for Martinique.

FRENCH DEFEAT TRIBESMEN. Lose Eight Killed in a Battle on the Algerian

Special Cable Despatch to THE SUN Paris, Aug. 2. Some Dommenia tribesmen who attacked a French column near Igle, on the border of Morocco and Algeria, were repulsed with heavy loss. The French had eight killed and eight wounded.

Mrs. Cribbe, 103 Years Old, Dying. STAMFORD, Conn., Aug. 2. - Mrs. Phoebe Cribbe, the oldest living resident of Stamford, is dying. I she lives until Sunday, which now appears doubtful, she will be 103 years old. She is at present staying in South Norwalk with relatives.

North Atlantic Squadron at Portland. Me PORTLAND, Me , Aug. 2. - The North Atlantic

Squadron arrived this evening to remain during Maine's "Old Home Week."

The Business Man's Delight.

The Pennsylvania Limited to Chicago. Ali conveniences of office; comforts of home; diversions of Club.—Ade.

The Pennsylvania Limited to Chicago. Ali conveniences of office; comforts of home; diversions of Club.—Ade.

The Pennsylvania Limited to Chicago. Ali conveniences of office; comforts of home; diversions of Club.—Ade.

The Pennsylvania Limited to Chicago. The "Overland Limited," leaving Chicago 6:30 P. M. daily, via the Chicago. Union Pacific and Northwestern Line, arrives San Francisco 5:15 in the afternoon third day. Double drawing from Siepping can the arrive statement of the property of the ago o

CAUGHT FOUR MORE SHARKS. The Draper Party Had a Lively Tussic This Time

Beats Blucfishing BAY SHORE, L. I., Aug. 2.-E. F. Draper, son of Gen. Draper, former Ambassador to Italy, Mrs. Draper, Mrs. Frank M. Rogers, wife of the proprietor of the Prospect House, and Capt. Joe Ketchum went shark fishing again to-day. Miss Josephine Griswold and Mate Harry Howell joined the party to-day and they went out on the sloop yacht Argo. Specially prepared, lines were thrown over and in a short time two sharks were hooked. For the next half hour those aboard the yacht had their hands full. These two were finally killed and made fast to the side of the yacht, when the remainder of the school that had been frightened away during the fight were attracted back to the vacht by the trail of blood from their companions. In a few minutes two more sharks were hooked and finally landed, making a total catch of four. Miss Griswold was fortunate in hooking two of them. Only one shark got away, and judging from the terrific fight he made he was a monster. He beat back and forth, thrashing the water into a foam, finally tearing a big five-pronged hook out of

his mouth and getting away. With the four sharks in tow the party brought up at the dock in this place. The big fellows were then dragged up on the dock and measured. The largest measured 8 feet and the smallest 6 feet, 5 inches. All have been strung in a line on the dock for exhibition. Judging from the preparations a fleet of shark fishermen will be let loose in the bay to-morrow Those who have engaged in the sport say that it beats bluefishing.

ECKELS IS FOR M'KINLEY. Denies Also That He Will Support Alschuler

Democrat, for Governor. CHICAGO, Aug. 2.-The report that James H. Eckels, former Comptroller of the Currency. has tendered his services to the Democratic State Committee was denied to-day by Mr. Eckels, who is quoted as having said:

"I have seen the statement that I have requested the Democratic State Committee to permit me to speak for Mr. Alschuler, despite the fact that I intend to support the Republica Presidential candidate. There is no foundation for such an announcement. I have no made such a request nor suggested it and I do not intend to do so.

"My interest in this campaign is to assist in defeating Mr. Bryan and the things for which he stands. If I make any addresses it will be to this end. It can be put down that I am not making any offers to the Democratic State Committee, and that it will not be called upon to pass on any embarrassing question so far as I am concerned.

"There is one gratifying thing about the Illinois Gubernatorial contest. Whichever candidate succeeds. Illinois is sure to have an honest, upright, able chief executive. Both Yates and Alschuler are men of integrity and character, with ambition to do well in the discharge of every public duty."

MINE SUPERINTENDENT HELD. The Miners Threaten to Keep Him a Prisoner

Until Their Wages Are Paid. Boiss, Idaho, Aug. 2.-D. R. Garrett of Spokane, a mine superintendent, is held in duress by a number of miners employed in mine of which Garrett has been in charge for some time. He is confined in a cabin on what is known as Casey's ranch near Atlanta, and if the hand of the law is not laid on the miners, pays them their wages. Appeal has been made to the authorities, and steps are being secure Garrett's release.

Garrettis a member of a Spokane firm who some time ago purchased a mine not far from Atlanta, paying cash for it. A force of men was

Atlanta, paying cash for it. A force of men was put to work to develop the property. The nay days came regularly, but some time ago one was missed. It was promised that the money would be sent from Spokane and the men continued to work. The money did not arrive and the men became, restive.

About a week ago Garrett announced it was his intention to go to Spokane and secure the money. He made his preparations and was about to retire early one evening in order to take the stage the next morning when a committee of his employees waited on him and informed him that he would not be allowed to leave without paying off. Garrett threatened violence, and then the men bound him and carried him to the Casey cabin, and since that time Garrett has been a prisoner. The miners of that and other places in the State have been cheated out of large sums of money within the past five years by unscrupulous operators, and that fact no doubt had a great deal to do with the action of the men in the Garrett case. However, the authorities will not permit Garrett to be restrained if the law can reach the case.

CAN'T PREACH ON THE COMMON.

Elder Jenson to Speak There. Boston, Aug. 2.-Elder Ephraim Jenson, of the Mormon Church, who has had a permit to preach on the Common, which has been revoked, was at the city Hall to-day trying to see Mayor Hart. He declares that he has a right to the permit under the Constitution, and he said that it was the rottenness of the city govsaid that it was the rottenness of the div government which kept it from him. Elder Jenson has had dealings with the city government in the past. Mayor Quincy during his time issued a permit to the elder, and when the storm arose revoked it, declaring that he did not understand or approve of the doctrines which were to be taught.

Mayor Hart this year issued a permit as a courtesy, and it is the revocation of this which raised the storm.

WILD SHOOTING IN WEST STREET

A Hoboken Longshoreman Empties His Revolver Without Hitting Anybody.

John J. Madden, a longshoreman of Hoboken, started up West street late last night, visiting the various saloons in search of trouble. Finding none, he drew a six-shot revolver and began to blaze away right and left as he went began to claze away right and left as he went along, terrifying the people living in the street and the crowds from the ferries. At Dev street he met Policeman Mahoney of the Church street station. His revolver was emptied, but he was still full of fight and started at the of-fleer with his fists. The officer's night stick finished him and he was looked up.

SEVERE HAILSTORM.

Loss Estimated at \$5,000.

storm which passed over this region last night did considerable damage to growing crops. At Apalachin, ten miles from this city, the fall was heavy and the largest sufferer was the Hon. B. F. Tracy, Hundreds of acres of tobocco on his "Marshland" farm were ruined and the loss is e-timated at \$5.000. The halistones cut holes in the large leaves, stripping them from the stalks and rendering the crop a total wreek. At (ampville the heavy rain washed lange masses of the fertile soil from the larms onto the highways. the highways.

yesterd by afternoon ready for duly again after undergoing alterations at the Atlantic Basin Iron Works. She looks like a gunboat. On her trip from the basic to the Battery vesterdly a test was made of her speed, and it was declared last night that she did eighteen knots. All the boats in the river tooted their whistles when she passed up the bay to the Battery.

> pen to the public on Saturday. Short Line. Fast Time. Pennsylvania Railroad to Cincinnati, Indianapolis, Joursville, St. Louis and the Southwest. - Adv.

ENJOINS CUBA'S GOVERNOR.

JUDGE THOMAS GIVES DADY A PRELIMINARY ORDER

Forbidding Gen. Wood From Injuring Dady's Vested Interests by Enforcement of the New Havana Charter-Jurisdiction of Our Courts in Cuba Yet to Be Passed Upon.

Judge Thomas of the United States Circuit Court heard argument yesterday on the application of Michael J. Dady, the Brooklyn contractor, for an injunction to prevent Governo General Leonard Wood of Cuba from promulgating the new municipal code for the city of Havana. Frank D. Pavey for Bady said that certain clauses of the code would work considerable injury to his client by rendering impossible the carrying out of contracts for sewer and street paving improvements projected by the plaintiff and accepted by the city of Havana before the Spanish-American War. He asked for the injunction on the ground that the promulgation of the code entailed a violation of the plaintiff's of the code entailed a violation of the plaintiff's vested rights, and that as a change in the "municipal" law of a country was an exercise of soversighty, which was expressly disclaimed by the United States in regard to Cuba, the Governor General lacked the power to promulgate the code.

Judge Thomas directed that an order should issue temporarily restraining the Governor General from taking any steps under the proposed code in violation of the plaintiff's vested fights, but refusing to restrain the promulga-

posed code in violation of the platnin's vested rights, but refusing to restrain the promulgation of the code itself. A further hearing in the motion was set for Aug. 20.

Judge Thomas said afterward that granting the preliminary order involved no determination of the question of the jurisdiction in Cuba of the United States Court here. That point would remain to be argued on the return of the order.

washington, Aug. 2.—When Gen. Wood was in Washington he anticipated just such action by Mr. Dady, and papers were sent here on Monday relating to the matter, which have been sent to the Attorney-General for an opinion as to whether the courts of the United States can interfere with Gen. Wood's promulgation of a Cuban code and the application of the laws so adopted. Attorney-General Griggs has not yet rendered an opinion. Meanwhile Gen. Wood has sailed for Havana, and some officials believe he will promulgate the code and probably carry out its provisions.

probably carry out its provisions BLOPING COUPLE MEET DEATH.

Pursued By the Girl's Father, They Attempted

to Cross a River and Were Drowned. POPLAR BLUFF, Mo., Aug. 2-Two persons dead and a father insane is the result of an attempt to elope to-day, made by Mi-s Martha Hendricks and Paul Varner, young people living near Bennett, in Ripley county. young people had been keeping company some time and were very auxious to marry. The father of the girl, John Hendricks, objected to the match on account of the girl's age, she peing only 17 years old.

This morning the couple slipped away from home and started for Doniphan, this county, with a view to getting married. The father started in pursuit and, to outwit him, the young couple attempted to cross Currant River in a boat. When midway in the stream, the boat was overturned by striking a snag and both were drowned. Their bodies were recovered by some hunters, who heard their screams, but were too late to render them assistance. When Mr. Hendricks arrived later and learned of the awful accident he went insane. It is announced that the couple will be buried in the same grave

NEGROES AFTER A WHITE MAN. Made an Unsuccessful Attempt to Lynch a Police-

man Who Killed One of Them. KEYSTONE, W. Va., Aug. 2.- The negroe of this town, which means a majority of the popuation, are up in arms. While half a dozen black and white miners were fighting in th suburbs last night Policeman Harry Messer made an attempt to arrest a negro. John Lowery turned upon him with a knife and the policeman fired twice at his antagonist, killing him instantly. This so enraged the negroes that a crowd of them started for Messer, but he escaped to a hotel, where he had to be protected the remainder of the night by Sheriff White and a dozen armed men. For an hour fully fifty negroes paraded the streets threatening to lynch Messer. He was taken to Welch to-day, but was acquitted at a preliminary hearing on the ground that he killed the negro purely in self-defence. He will not return here until the excitement subsides.

Scores of black miners refused to go to work this morning, and it is greatly feared that more serious trouble will follow. made an attempt to arrest a negro. John

WHIPPING BOSS'S FATAL WORK.

ATLANTA, Ga., Aug. 2. - Because of the death of George Bankston, a convict, shortly after being whipped severely, the Grand Jury of Bartow county has indicted A. T. Tomlinson, the whipping boss at the Sugar Hill mining camp, for manslaughter. In the mining camp, for manslaughter. In the early part of June it is alleged that Bankston became ill and complained that he was unable to work. Tomlinson, the whipping boss, believing he was playing off, administered ten lashes with a leather strap three inches wide. In the afternoon Bankston again refused to work and got eighteen lashes with the strap. The next morning he still failed to work and Tomlinson gave hun another whipping, this time applying fifty lashes. When the afternoon came Bankston still asserted that he was unable to work and he was whipped again, sixty lashes being applied. applied.
The next morning Bankston died. The Grand
Jury of Bartow got wind of the affair and a
true bill was returned against Tomlinson,
charging him with involuntary mansiaughter.

MAYA INDIANS BEATEN. Mexican Troops Drive Them From Strong

Positions in Yucatan. OAXACA, Mexico, Aug. 2 .- Military authorities have received information that there has been

continued fighting between the Maya Indians and Government troops in Yucatan during the and Government troops in Yucatan during the past five days. After repeated repulses the rebels were forced to abandon several of their strongest positions. The Indians were surprised several days ago by a force of 2,000 Government troops, who attacked their right flank. After a stubborn resistance the Mayas retreated a short distance to a stronger defensive position, which they held with great persistence and bravery. It is charged that the Mayas are led by several Englishmen, supposed to be from British Honduras.

LOST IN THE YELLOWSTONE PARK and Has Been Missing Four Days.

HELENA, Mon., Aug. 2 .- J. R. Piper, a St Mary's, Ohio, banker, is lost in Yellowstone National Park. He wand re i away from a party at the Fountain Geyser Hotel last Monday.

Troops are assisting in the search for him
This is the Second man lost in the rark this
year. The other man was found several days
after he disappeared. He was nearly dead of
starvation.

Population of Louisville, 204.731.

announced to-day that the population of Louis-ville, Ky., according to the recent count, was 204,731, an increase over the population of that city in 1890 of 43 802, or 27.6 per cent. The population of that city in 1800 was 181,121, and in 1880 it was 123,758, increasing during that ten years 30.2 per c nt. The showing is considered very much better than that made by Cincinnati, whose population increased the last ten years only a little over 10 per cent.

Park Commons to Be Open Again Saturday

During the recent dry, not spell it was found necessary to close the different commons in Central Park to save the grass. The grass has regained its freshness and the commons will all be Holy Army of Interceders Needed as Well as Warriors.

KAISER URGES ALL TO PRAY.

Special Cable Despatch to THE SUN. BERLIN, Aug. 2.-Emperor William has sanctioned the publication of an impassioned sermon that he delivered last Sunday on board the imperial yacht Hohenzollern after attending the embarkation of troops for China. The subject of the sermon was the sacred duty and sacred power of prayer. His Majesty took his text from Exodus, xvil. 2, basing thereon an appeal for the systematic prayers of the nation

in behalf of his warriors. He said that the heathen spirit of the Amalekites was active in the Far East and was endeavoring with much power, cunning and rapine to bar European culture, Christian belief and customs, and a Divine command had gone forth to choose men to go out and fight. A hot and bloody struggle had begun. Thousands had responded to the summons for volunteers to act as keepers of the Empire. Who, he asked, are now to respond to the summons of the King of Kings for volunteers in prayer? It was necessary to mobilize not only battalions warriors, but a holy army of interceders. There was so much that the warriors needed for which one could pray, for the warriors were to act as the mailed fist that had to strike into the wild confusion.

God bad hung in every man's heart a bell of prayer, but the bell was too often dumb and notionless in the sunshine and happiness of life and began to move only when the whirlwind of necessity set it swinging. Loyal prayer had still the power to cast into the dust the banner of the dragon and to raise the sign of the cross on the enemy's walls, and if every man in the Empire set his prayer, bell ringing for the success of the Christian warriors it would one day be revealed how mighty a power this secret prayer had wielded in the Chinese fights. His Majesty in conclusion offered an impassioned

prayer. The Freisinnige Zeitung, in commenting on the sermon, reminds his Majesty that after the capture of Pekin, not only will the flags of the Christian Powers wave over the walls, but the flag of the heathen Japanese, whose share in casting the dragon's banner in the dust will be very great.

RICHARDSON RENOMINATED.

Compiler of the Messages of the Presidents (Copyrighted) Named Again for Congress. KNOXVILLE, Tenn., Aug. 2.-James D. Richrdson was to-day renominated by Democraff in the Fifth district for election to Congress. His selection was made through a primary held as an annex to the election for county officials. At the opening of the campaign there was considerable opposition, but this was all withdrawn. Congressman Richardson's position as minority leader of the House has been used as a lever by friends seeking to put him into the Senatorial race against Congressman Carmack, but he does not appear inclined to enter it. Mr. Richardson left for Washington to-day to consult with the leaders of his party about the national

SHIRT WAIST MAN IN CINCINNATI. Wears Simple Attire in the Burnet House

campaign.

Dining Room-Not Put Out. CINCINNATI, Aug. 2 .- At the Burnet House last evening, when the dining room was filled with guests, a man walked in, accompanied by his wife, who attracted attention because he wore neither coat nor vest, but was attired in a shirt waist. The head waiter told him he could not be served unless he wore a coat. The man

to don a coat, but he declined, saying: "If Mr. Vanderbilt can dine in his shirt sleeves at the Walderf-Astoria. I can do so here." The man was allowed to remain, and the first victory in Cincin ati for the man's shirt waist was won. The man is Thomas Gaylord, a wealthy

EXCESSIVE HEAT IN NORTH DAKOTA. Bureau at Bismarck Reports 105.2 Degrees -Prairie Fires.

BISMARCK, N. D., Aug. 2.-The weather is a record breaker, the maximum temperature of 105.2 legrees being reported at the local bureau. This is the hottest day of the season and one

of the hottest ever recorded here. So far the weather is not relieved by rain. The prairies are dry as tinder, and the fires are reported to have been started by the sun's light reflected through glass lying on the prairies, Bad fires are reported in Emmons county.

STREET CAR DYNAMITED. Blown Up in Dallas-Union Men on Strike

DALLAS, Tex., Aug. 2.-An electric car on the Harwood street line of the Dallas consolidated system was blown up by dynamite in afternoon. The motorman was severely but not dangerously injured. The passengers escaped unhurt and fled. The company charges the explosion to union men on strike or their friends. The strikers deny the charge and urge the officials of the company and of the city to make a rigid investigation. The strike situation remains otherwise unchanged.

PIRE AT THE GARRICK. It Was Put Out Without the Help of the Fire

Department. A curtain in a bedchamber on the top floor of Mollie Reardon's Garrick Hotel, at 204 West Forty-second street, caught fire by blowing against the gas jet last night. A maid who was in the room pulled down the curtain and threw it on the bed. Then the bed caught fire. The maid screamed and Mrs. Reardon and others came to the rescue, putting out the fire with buckets o water.

Meanwhile an alarm had been urned in. The engines got to the place with difficulty, owing to the condition of Broadway and Forty-second street. A great crowd guther d and helped to block the street cars. The people on Hammerstein's roof garden grew timid with the clanger of the congraded for a few minutes there.

of the gongs, and for a few minutes there great excitement. THE REV. DR. SUTPHEN CALLED.

gational Church, Brooklyn. CLEVELAND. Aug. 2.—The Rev. Dr. Paul F. Sutphen of the Second Presbyterian Church of this city has received a call to the Central Con-gregational Church of Brooklyn. Dr. Sutplea's salary here is \$8,000 a year.

Norton celebrated his one hundred and fourth birthday anniversary at Lee, Mass., yesterday. Although no si ecial programme had been pre-

WINSTED, Conn., Aug. 2.-Capt. Jonathan

pared many of his village triends and neighbors called and congratulated him upon his ripe old age. Probably the mo t notable of these were Edwin Sturgis, 95; E. P. Tanner, 88; John McLaughlin and E. L. Melius, who are in their eight third year. All four live on the same side of the street with (act. Norton and like the centenarian himself are stanch Republicans. The five old men, whose ages aggregate 453, have decided to go to the pollstogether on election day and cast their votes for McKinley.

Latest Marine Intelligence.

ARRIVED. Ss Pontabelle, McKay, St. Kitts, July 27, Ss Kansas City, Carry, Swanses, July 20, Ss Montserrat Correros, Havana, July 30.

Str. City of Lowell. Sundays: all day on beautiful Hudson: music; table d'hote dinner; see adv.—Ade. | arrived here brings reliable news that, when

PRICE TWO CENTS.

MOVING TOWARD PEKIN. BRITISH RECONNOITRE THE CHINESE

POSITION AT PEITSANG. No Information of a General Advance—Chicase Reported in Strong Force at Peitsang and Yangtsen-Native Mohammedans Said to Be-Fighting the Boxers-Fifty Missionaries Reported Massacred in Shensi Province -Another Call for Li to Go to Pekin.

Special Cable Despatches to THE SUN.

From a Staff Correspondent. TIENTSIN, July 30, 10 A. M., via Chefoo, Aug. 1, and Shanghai, Aug. 2, 7:20 A. M.-Gen. Gaselee, the British commander, with a strong

force is reconnoitring near Peitsang. The local Mohammedans sent a petition to Mr. Denby, secretary of the city commission that is administering the affairs of Tientsin, asking protection for their churches and offering to provide quarters for the troops. In case of necessity the troops could occupy the mosques if quarters could not be provided elsewhere. The commission agreed to the proposition.

Chinese report that Gens. Sung (Tung?) and Ma are intrenched at Peitsang, and that Viceroy Yu Lu of Chill is there with a strong

The Japanese commander heard that a force of Boxers was at Tulin, twenty miles southeast of Tientsin, and sent troops to reconneitre the position. When the local inhabitants heard the troops were coming they begged the Boxers to withdraw, so the Japanese found nobody to eppose them.

The Mohammedans are fighting the Boxers. LONDON, Aug. 8.—There is nothing new in the situation at Pekin, and with knowledge of the shortness of ammunition among the foreigners there anxiety for the legation defenders is unavoidable. A correspondent at Tientsin mentions the receipt there of a letter from the Japanese legation bringing a heartrending appeal for relief. The defenders had only twenty-five cartridges per man, and it was feared that they would succumb within week. The letter was evidently, however, either misinterpreted or was written by a person under the influence of panie. It even says that the casualties were 60 per cent. which is entirely at variance with other re-

There is little intelligence respecting the advance on Pekin. There is no confirmation of the report of the repulse of the Japanese that was sent on Wednesday. The Russian capture. of forts north of Tientsin pretty clearly refers to the reconnoissance toward Peitsang on July 25. Three companies of infantry and a squadron of cavalry operating toward that place found Chinese outposts entrenched and drove them from their camp, the position of which was revealed by the enemy. According to the Times's correspondent, it is estimated that the Chinese numbered 3,000. The Russian outposts occupied the trenches This correspondent confirms the belief that the Chinese are not likely to make a serious re-

sistance until Pekin is reached. It is reported from Shanghal that Li Ping Heng has arrived at the capital and has been appointed second in command under Yung Lu. It is said that he is displaying a vigorous anti-foreign attitude.

Chang Chih Tung, Vic recently tried, with the help of the British Consul at Nankow, to obtain a loan of 500,000 taels for the military and other expenses of his Vicerovalty. The banks being unable to advance the money in the absence of imperial sanction, a request was subsequently sent to the British Gove

ment to guarantee the amount. No reply has been received as yet. The Vicercy is much chaggined by Great Britain's failure to reciprocate his friendly cooperation, especially since his troops and gunboats effectively protected missionaries from the interior. The Times's Shanghai correspondent thinks that the delay in replying is unfortunate, as the

occasion furnishes an excellent opportunity to consolidate the good relations with the Viceroy and the sum is trifling. A despatch to the Central News from Tiensin, dated July 27, says that a courier who left Pekin on July 23 reports that the legations

were still besieged and that the situation was unchanged. Imperial troops who had been ordered to resist the allies were deserting in large numbers. The severest punishments had been ordered for captured deserters, it being hoped by this means to deter others from deserting most of them were boys and very young men A Central News despatch from Taku, dated July 27, says that 780 United States cavalry from Manila were due to arrive at Taku July 28. Li Hung Chang received on July 31 an Im-

perial decree again ordering him to proceed north forthwith. His position is represented to be one of increasing difficulty. Admiral Seymour has started for Nankin, which fact and the ever increasing number of warships in Shanghai harbor are again starting a panic among the natives, who entertain vague fears of vengeance for the massacres

of missionaries. The Rev. Mr. Morgan of Singan-fu telegraphs that fifty missionaries have been massacred in Shensi Province, and that the native Christians are enduring fearful persecution. Another Berlin mission in the Province of

been looted and a native wounded. CHINESE MINISTERS AROUSED. Be Escorted to Tientsin.

Kiangsi, near the borders of Kwangtung, has

Special Cable Despatch to THE SUN St. Petersburg, Aug. 2.-Yang Yu, the Chinese Minister here, after consulting with the other Chinese Ministers at the various foreign capitals, has telegraphed in their joint names to Yuan Shih Kai, Governor of Shantung, demanding that the Ministers in Pekin be immediately allowed to communicate direct with their respective Governments, and be escorted to Tientsin with their families and the members of their staffs.

The Russian General Staff has received news from Tientsin that a majority of the Boxers and Imperial troops are concentrated at Yangtsun. Gen. Nieh's forces have been demoralized by their heavy losses and are almost entirely scattered. The report that Gen. Nich was killed in action is confirmed. It is estimated that there are 50,000 imperial troops in Pekin, besides a large number of Boxers, whose strength is as yet unknown. Russians regard the advance on Pekin before the end of the rainy season as a risky undertaking.

RUSSIANS AT NEWCHWANG.

ing Up to That Point. Special Cable Despatches to THE SUN

From a Staff Correspondent. CHEFOO, Aug. 1, via Shanghai, Aug. 2, 7:25 A. M. - A Bitish steamer which has just